

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Minogue et al.
Serial No. : 10/605,805
Filed : 10/28/2003
For : SYSTEM AND METHOD FOR MULTI-
VENDOR AUTHENTICATION TO
REMOTEY ACTIVATE A SOFTWARE-
BASED OPTION
Group Art No. : 2182
Examiner : Tammara R. Peyton

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

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**COMMENTS ON STATEMENT
OF REASONS FOR ALLOWANCE**

Dear Sir:

Responsive to the Notice of Allowability mailed December 5, 2005, Applicant submits the following remarks responsive to the Examiner's Statement of Reasons for Allowance.

REMARKS

In response to the Examiner's Reasons for Allowance, Applicant believes that a separate Statement of Reasons for Allowance is unnecessary in the present case as the file history sufficiently sets forth the patentable distinctions of claims 1-10 and 18-23.

The patentability of claims 1-10 and 18-23 lies in each claim as a whole. That is, a single particular element or feature of a claim does not define the claim's patentability, but rather, it is the combination of elements and the interconnection therebetween that define the invention. The claims cannot be considered to be limited in scope based on the simple brief statement by the Examiner. The independent claims are independent. Applicant stands by its position previously set forth in the file history.

Applicant does not acquiesce to the accuracy of the Examiner's statements in the Reasons for Allowance nor the Examiner's partial paraphrasing of the claim elements.

Entry of these remarks is appreciated and Applicant cordially invites the Examiner to respond, should the Examiner disagree.

Respectfully submitted,



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Dated: 12/12/05
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